

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Vogels et al.

Serial No.: 09/517,898

Filed: March 3, 2000

For: MEANS AND METHODS FOR
FIBROBLAST-LIKE OR MACROPHAGE-
LIKE CELL TRANSDUCTION

Confirmation No.: 5448

Examiner: Q. Li

Group Art Unit: 1632

Attorney Docket No.: 2578-3982.2US

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PETITION UNDER 37 C.F.R. § 1.84(a)(2) FOR ACCEPTANCE OF COLOR
DRAWINGS AS FORMAL DRAWINGS

Commissioner for Patents
Washington, D.C. 20231

Sir:

Pursuant to 37 C.F.R. § 1.84(a)(2) and M.P.E.P. § 608.02, applicants hereby petition for acceptance of the color drawings submitted herewith as formal drawings for FIGS. 13A and 13B of the above-referenced patent application. Submitted herewith are the following documents: three (3) sets of the color drawings; a black and white photocopy that accurately depicts, to the extent possible, the subject matter shown in the color drawings; and the fee set forth in 37 C.F.R. § 1.17(i) in the amount of \$130.00. This petition is submitted concurrently with an amendment to amend the Brief Description of the Drawings to include the following paragraph as the first paragraph:

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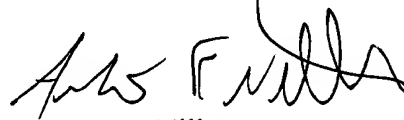
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The patent or application file contains at least one drawing executed in color. Copies of this patent or patent application publication with color drawing(s) will be provided by the U.S. Patent and Trademark Office upon request and payment of the necessary fee.

Applicants respectfully submit that color drawings are necessary for drawings FIGS. 13A and 13B of the present application as the drawings contain color indicators for certain regions of the structures that they represent. The regions are difficult to ascertain in black and white reproductions of the drawings. In particular, as stated in the Brief Description of the Drawings, FIGS. 13A and 13B depict X-gal expression in synovial tissue 3 days after intra-articular injection of a recombinant adenoviral vector of the present invention in the knee. FIG. 13A is a macroscopy of the tissue and FIG. 13B illustrates the direct LacZ staining of the synovial tissue counterstained with Mayers Hamalanlosung.

Accordingly, applicants respectfully petition for the acceptance of the color drawings for FIGS. 13A and 13B. Should any questions remain after consideration of this petition, please contact the undersigned at the address or telephone number given herein.

Respectfully submitted,



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Date: April 18, 2003

AFN/afn

Document in ProLaw

Enclosures: Three (3) sets of color drawings
Black and while photocopy of color drawings
Fee in the amount of \$130.00